

Message Text

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ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 FAA-00 L-03 EA-07 /039 W

----- 114283

R 051700Z SEP 75

FM AMEMBASSY ROME

TO SECSTATE WASHDC 2938

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E.O. 11652: N/A

TAGS: EAIR, IT

SUBJ: CIVAIR - ITALIAN VIEWS OF US-ITALY AIR TRANSPORT AGREEMENT

PASS CAB

REF: A. ROME 12649; B. ROME 10115; C. ROME 09768

SUMMARY. THIS MESSAGE SUMMARIZES PRESENT INTERMEDIATE POINTS AND CAPACITY PROVISIONS OF US-ITALY AIR TRANSPORT AGREEMENT (ATA), DESCRIBES ALITALIA DESIDERATA, AND DISCUSSES FACTORS AFFECTING USG RESPONSE TO FORTHCOMING GOI REQUEST FOR CONSULTATIONS DURING WHICH GOI WILL SEEK RENEGOTIATION OF ATA. END SUMMARY

1. SINCE GOI MAY REQUEST CONSULTATIONS ON US-ITALY AIR TRANSPORT AGREEMENT (ATA), AS REPORTED REFTEL (A), EMBASSY BELIEVES IT WOULD BE USEFUL FOR DEPARTMENT AND CAB TO BE AWARE OF CURRENT ITALIAN VIEW -- SHARED BY ALITALIA, MINISTRY OF FOREIGN AFFAIRS (MFA) AND MINISTRY OF TRANSPORT -- OF ATA.

2. ITALIANS BELIEVE ATA IS HIGHLY UNBALANCED IN FAVOR OF US BECAUSE OF DISPARITY BETWEEN US CARRIERS AND ALITALIA RE BEYOND RIGHTS, INTERMEDIATE POINTS AND CAPACITY. ALITALIA VIEWS, INCREASINGLY SUPPORTED BY MFA AND MINISTRY TRANSPORT, ARE:

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A. BEYOND RIGHTS. US CARRIERS HAVE VALUABLE BEYOND RIGHTS

FROM ITALY, WHILE USG REFUSES GRANT ANY BEYOND RIGHTS TO ITALY.

B. INTERMEDIATE POINTS. US CARRIERS SERVE SEVERAL POINTS BETWEEN THE US AND ITALY, GENERATING USEFUL AMOUNT OF TRAFFIC AND REVENUE AT THESE POINTS. ALITALIA OPERATES ONLY NONSTOP BETWEEN ITALY AND THE US. ALTHOUGH ATA ROUTE ANNEX GRANTS INTERMEDIATE POINTS TO ITALY, THESE RIGHTS ARE WORTHLESS SINCE USG KNEW AT TIME ATA CONCLUDED THAT OTHER GOVERNMENTS WOULD NEVER PERMIT ALITALIA TO EXERCISE THESE RIGHTS. (GOI HAS NOT BEEN SUCCESSFUL IN OBTAINING INTERMEDIATE POINTS IN ITS NEGOTIATIONS.)

C. CAPACITY. SEE PARA (4) BELOW.

3. ALITALIA SEEKS ELIMINATION OF INTERMEDIATE POINTS ON US CARRIERS' US-ITALY ROUTES SO THAT ALITALIA, PAA AND TWA WOULD OPERATE ON EQUIVALENT BASIS. ALITALIA WILLING LET US RETAIN BEYOND RIGHTS IF RPT IF USG OFFERS SUBSTANTIAL ADDITIONAL COMPENSATION. EMBASSY BELIEVES ALITALIA MIGHT BE INTERESTED IN BEYOND RIGHTS FOR MEXICO, FROM HOUSTON OR OTHER SOUTHERN US POINTS, SOUTH AMERICA FROM NEW YORK, AND POSSIBLY TOKYO FROM US WEST COAST (IN CONJUNCTION WITH TRANS-SIBERIAN ROUTE).

4. ALITALIA MAY ALSO REQUEST NUMBER OF US CARRIERS SERVING ITALY BE REDUCED TO ONE, ARGUING THAT IN EUROPE ONLY UK AND ITALY ARE NOW SERVED BY MORE THAN ONE US CARRIER AND THAT SITUATION IN ITALY DOES NOT RPT NOT JUSTIFY TWO US CARRIERS IN THE MARKET. THIS IS BASICALLY A CAPACITY ISSUE. ALITALIA OBJECTIVE IS 50-50 SPLIT OF US-ITALY CAPACITY BETWEEN ALITALIA AND US CARRIERS; ONE WAY TO ACHIEVE THIS IS TO ELIMINATE PAA FROM MARKET WHILE HOLDING TWA TO PRESENT NUMBER OF FREQUENCIES. REDUCTION IN COMBINED PAA/TWA FREQUENCIES TO ALITALIA'S LEVEL WOULD ALSO BE ACCEPTABLE TO ALITALIA. ALITALIA MIGHT BE WILLING OFFSET CAPACITY LIMITATION ON US CARRIER AGAINST US CARRIERS' BEYOND AND INTERMEDIATE RIGHTS.

5. EMBASSY EXPECTS GOI WILL SHORTLY -- EITHER IN CONJUNCTION WITH 1975-76 WINTER CAPACITY CONSULTATIONS OF EX-POST REVIEW OF 1975 SUMMER CAPACITY -- REQUEST GENERAL CONSULTATIONS ON LIMITED OFFICIAL USE

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ATA WITH VIEW TO RENEGOTIATING AGREEMENT. IF USG DECIDES IT NOT IN US INTEREST TO MAKE SUBSTANTIVE CONCESSIONS TO GOI, THEN WE SHOULD EXPECT INCREASING PRESSURE FROM GOI ON US CARRIERS -- AND CIVILAVIA AND ROME AIRPORTS AUTHORITY (SAR) HAVE CAPABILITY TO MAKE LIFE MUCH MORE DIFFICULT FOR US SCHEDULED AND NONSCHEDULED CARRIERS IF THEY SO DESIRE -- WHICH CAN BE RESISTED ONLY IF USG HAS SUFFICIENT LEVERAGE ON ALITALIA, WHICH IS NOT RPT NOT THE CASE AT PRESENT. IF

USG WILLING ACCEDE AT LEAST IN PART TO GOI DESIDERATA, THEN WE MUST DECIDE WHAT, IF ANYTHING, WE SHOULD SEEK IN RETURN. WE SHOULD RECOGNIZE THAT FAILURE TO RESPOND AT LEAST IN PART TO ITALIAN DESIRES ALSO RUNS RISK OF DENUNCIATION OF ATA BY GOI, ESPECIALLY IF USG RETALIATES AGAINST ALITALIA. US CARRIERS AND USG MIGHT WISH TO EVALUATE REAL WORTH OF OUR PRESENT RIGHTS IN CURRENT SITUATION, I.E., FAILURE OF GOI TO FULFILL OBLIGATIONS OF ARTICLE 7 OF ATA (USER CHARGES) AND GENERALLY UNSATISFACTORY SITUATION AT ROME AIRPORTS AND CIVILAVIA (INCLUDING DISCRIMINATION AGAINST US CARRIERS), AND TO CONSIDER WHETHER RENEGOTIATION IN SUCH AN ENVIRONMENT IS DESIRABLE. STILL ANOTHER FACTOR IS FUTURE MARKET IN ITALY FOR US CIVIL AIRCRAFT; USG ACTIONS MAY INFLUENCE ALITALIA DECISIONS.

6. EMBASSY WOULD APPRECIATE DEPARTMENT'S REACTIONS AND GUIDANCE.VOLPE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AIR SCHEDULES, AVIATION AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 05 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975ROME12792
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750308-0705
From: ROME
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750979/aaaacscq.tel
Line Count: 132
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 ROME 12649, 75 ROME 10115, 75 ROME 9768
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 06 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <06 JUN 2003 by ifshinsr>; APPROVED <09 JUN 2003 by GolinoFR>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR - ITALIAN VIEWS OF US-ITALY AIR TRANSPORT AGREEMENT PASS CAB
TAGS: EAIR, IT, US
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006